

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

DAVID OWEN DAWES,)	
)	
Petitioner,)	CIVIL ACTION NO.
)	
VS.)	3:05-CV-0946-G
)	
NATHANIEL QUARTERMAN, Director,)	CONSOLIDATED WITH
Texas Department of Criminal Justice,)	3:05-CV-0955-G
Correctional Institutions Division)	
)	ECF
Respondent.)	

ORDER

After making the review required by 28 U.S.C. § 636(b), the court finds that the findings, conclusions and recommendation of the Magistrate Judge are correct, and they are **ADOPTED** as the findings and conclusions of the court.

In addition to the findings and conclusions made by the Magistrate Judge regarding petitioner David Owen Dawes' ("the petitioner" or "Dawes") claims for ineffective assistance of counsel, the court finds that Dawes waived his claims to ineffective assistance of counsel regarding all issues except those related to (1) the knowing and voluntary nature of his plea, and (2) his counsel's performance during

the punishment phase of the hearing. Petitioner waived those claims to ineffective assistance of counsel when he made a knowing and voluntary guilty plea. *United States v. Glinsey*, 209 F.3d 386, 392 (5th Cir. 2000).

SO ORDERED.

August 23, 2006.



A. JOE FISH
CHIEF JUDGE